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Attorneys for Defendants ALTA BATES
SUMMIT MEDICAL CENTER and ALTA
BATES SUMMIT FOUNDATION

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MICHAEL FREEMAN,
Plaintiff,

Case No. C04-2019 SBA
Civil Rights

v.

ALTA BATES SUMMIT MEDICAL /
CENTER CAMPUS, et al.
Defendants.

(Note: this stipulation is between the parties that remain in the action. A settlement has already been reached and dismissal entered for separate Defendants Primary Care and Lifelong Medical Clinic.)

TO THE COURT: The parties, Plaintiff MICHAEL FREEMAN and Defendants ALTA BATES SUMMIT MEDICAL CENTER and ALTA BATES SUMMIT FOUNDATION, are cooperating toward likely settlement, and to facilitate same, hereby request the following:

- 1) Continuance of the Trial from October 25, 2005 to approximately January 24, 2006, 9AM; and
- 2) Continuance of the Pretrial Conference from October 15, 2005 to approximately January 13, 2006.

The parties have worked diligently, sharing information between the experts, holding

1 two meetings on site, and attending a settlement conference before the Honorable Wayne D.
2 Brazil. As a result, a tentative agreement has been reached on all injunctive relief issues save
3 one of the more complicated, which may involve demolition of existing facilities. The
4 additional requested time will permit the parties time to further meet on site and evaluate the
5 issue and negotiate potential resolution amongst the experts. This is the first request for
6 continuance.

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8 Dated: October 6, 2005

Thimesch Law Offices
TIMOTHY S. THIMESCH



Attorneys for Plaintiffs
LARRY McIVER and HOLLYNN D'LIL

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13 Dated: September____, 2005

ALAN L. MARTINI, Esq.
SHEUERMAN, MARTINI & TABARI

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Attorneys for Defendants
ALTA BATES SUMMIT MEDICAL CENTER; and
ALTA BATES SUMMIT

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19 **ORDER-DENIED**

20 SO ORDERED. _____
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22 _____
23 _____

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25 Dated: October 6, 2005


HON. SAUNDRA BROWN ARMSTRONG
Judge of U.S. District Court